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David Helgason, Alyssa Henry, Barry Schuler,  
Robynne Sisco, Mary Schmidt Campbell, and Keisha  
Smith-Jeremie and Nominal Defendant Unity Software  
Inc.*

[Additional Counsel on Signature Page]

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

IN RE UNITY SOFTWARE INC.  
DERIVATIVE LITIGATION

Case No. 5:22-cv-07416-EKL  
(Consolidated)

This Document Relates to:

ALL ACTIONS

**STIPULATION AND ~~[PROPOSED]~~  
ORDER DISMISSING ACTION  
WITHOUT PREJUDICE**

1 Plaintiffs Krishna Movva and Tom Duong (“Plaintiffs”) and Defendants John S.  
 2 Riccitiello, Kimberly Jabal, Luis Felipe Visoso, Roelof Botha, Egon Durban, David Helgason,  
 3 Alyssa Henry, Barry Schuler, Robynne Sisco, Mary Schmidt Campbell, and Keisha Smith-  
 4 Jeremie (the “Individual Defendants”) and Nominal Defendant Unity Software Inc. (“Unity” and  
 5 collectively with the Individual Defendants, “Defendants,” and together with Plaintiffs, the  
 6 “Parties”), by and through their undersigned counsel, hereby stipulate and agree as follows and  
 7 jointly request that the Court enter the Order below approving this stipulation:

8 **WHEREAS**, on November 22, 2022, Plaintiff Krishna Movva filed a shareholder  
 9 derivative action on behalf of Nominal Defendant Unity in this Court alleging breaches of  
 10 fiduciary duty, waste of corporate assets, unjust enrichment, and violations of Section 14(a) of the  
 11 Securities Exchange Act of 1934 (the “Exchange Act”) against the Individual Defendants, and  
 12 claims for contribution for violations of Section 10(b) of the Exchange Act against Defendants  
 13 Riccitiello, Jabal, and Visoso, captioned *Movva v. Riccitiello, et al.*, Case No. 22-cv-  
 14 07416 (N.D. Cal.);

15 **WHEREAS**, on December 16, 2022, Plaintiff Tom Duong filed a shareholder derivative  
 16 action on behalf of Nominal Defendant Unity in this Court alleging breaches of fiduciary duty  
 17 and violations of Section 14(a) of the Exchange Act against the Individual Defendants, captioned  
 18 *Duong v. Riccitiello, et al.*, Case No. 22-cv-08926 (N.D. Cal.);

19 **WHEREAS**, on February 10, 2023, the Court entered the Stipulation and Order  
 20 Consolidating Related Actions, Setting a Schedule, Accepting Service, and Appointing Co-Lead  
 21 Counsel (Dkt. No. 22), resulting in this consolidated action (the “Consolidated Derivative  
 22 Action”);

23 **WHEREAS**, the Consolidated Derivative Action is related to a putative securities class  
 24 action captioned *In re Unity Software Inc. Securities Litigation*, Case No. 5:22-cv-03962 (the  
 25 “Securities Litigation”);

26 **WHEREAS**, on March 12, 2025, the Court granted Defendants’ motion to dismiss the  
 27 second amended complaint in the Securities Litigation and dismissed the second amended  
 28 complaint with prejudice;

1           **WHEREAS**, the period for filing a notice of appeal of the Court's order dismissing the  
2 Securities Litigation has elapsed, which was 30 days after entry of the judgment on April 14,  
3 2025;

4           **WHEREAS**, Plaintiffs have consented to a voluntary dismissal of this action.

5           **ACCORDINGLY, IT IS HEREBY STIPULATED AND AGREED**, by and between  
6 the Parties, through their authorized attorneys, as follows:

- 7           1. The above-captioned action, and all claims asserted in this action are dismissed without  
8 prejudice pursuant to Federal Rules of Civil Procedure 23.1(c) and 41(a); and  
9           2. Each party is to bear his, her, or its own costs and attorneys' fees.

10  
11 Dated: June 30, 2025

MORRISON & FOERSTER LLP

12  
13 By: /s/ Christin Hill

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22 *Visoso, Roelof Botha, Egon Durban, David*  
23 *Helgason, Alyssa Henry, Barry Schuler,*  
24 *Robynne Sisco, Mary Schmidt Campbell,*  
25 *and Keisha Smith-Jeremie and Nominal*  
26 *Defendant Unity Software Inc.*  
27  
28

1 Dated: June 30, 2025

THE BROWN LAW FIRM, P.C.

2  
3 By: /s/ Robert C. Moest

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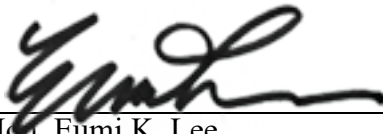
17  
18 *Co-Lead Counsel for Plaintiffs*

**~~PROPOSED~~ ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: July 1, 2025

By:

  
Hon. Eumi K. Lee  
United States District Judge